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Docket No.: 325428003US1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Dale Bathum

Allowed: June 13, 2006

Application No.: 10/644,126

Confirmation No.: 6520

Filed: August 20, 2003

Art Unit: 3728

For: RUNNING SANDAL

Examiner: J. T. Kavanaugh

**COMMENTS ON STATEMENT OF REASONS**  
**FOR ALLOWANCE UNDER 37 CFR 1.104(E)**

MS Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the Notice of Allowance dated June 13, 2006, the Examiner allowed Claims 10 – 13, 15, 16 and 27 - 31. Although the Applicant's attorney agrees with the Examiner's conclusion that these claims are allowable, the Applicant's attorney notes that the claims may be allowable for reasons other than those identified by the Examiner and does not concede that the Examiner's characterizations of the terms of the claims and the prior art are correct.

Dated: 9/12/06

Respectfully submitted,

By

Robert G. Woolston  
Registration No.: 37,263

PERKINS COIE LLP  
P.O. Box 1247  
Seattle, Washington 98111-1247  
(206) 359-8000  
Attorney for Applicant